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| Adopted | Rejected |
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COMMITTEE REPORT

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| YES: | 12 |
| NO: | 1 |

MR. SPEAKER:

*Your Committee on Technology, Research and Development, to which was referred House Bill 1476, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 5-14-1.5-5, AS AMENDED BY P.L.90-2002,
- 4 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2003]: Sec. 5. (a) Public notice of the date, time, and place of
- 6 any meetings, executive sessions, or of any rescheduled or reconvened
- 7 meeting, shall be given at least forty-eight (48) hours (excluding
- 8 Saturdays, Sundays, and legal holidays) before the meeting. This
- 9 requirement does not apply to reconvened meetings (not including
- 10 executive sessions) where announcement of the date, time, and place
- 11 of the reconvened meeting is made at the original meeting and recorded
- 12 in the memoranda and minutes thereof, and there is no change in the
- 13 agenda.
- 14 (b) Public notice shall be given by the governing body of a public

1 agency by:

2 (1) posting a copy of the notice at the principal office of the
3 public agency holding the meeting or, if no such office exists, at
4 the building where the meeting is to be held; and

5 (2) ~~depositing in the United States mail with postage prepaid or~~
6 ~~by~~ delivering notice to all news media which deliver by January
7 1 an annual written request for such notices for the next
8 succeeding calendar year to the governing body of the public
9 agency. **The governing body shall give notice by one (1) of the**
10 **following methods:**

11 (A) **Depositing the notice in the United States mail with**
12 **postage prepaid.**

13 (B) **Transmitting the notice by electronic mail.**

14 (C) **Transmitting the notice by facsimile (fax).**

15 If a governing body comes into existence after January 1, it shall
16 comply with this subdivision upon receipt of a written request for
17 notice.

18 In addition, a state agency (as defined in IC 4-13-1-1) shall provide
19 electronic access to the notice through the computer gateway
20 administered by the intelnet commission under IC 5-21-2.

21 (c) Notice of regular meetings need be given only once each year,
22 except that an additional notice shall be given where the date, time, or
23 place of a regular meeting or meetings is changed. This subsection does
24 not apply to executive sessions.

25 (d) If a meeting is called to deal with an emergency involving actual
26 or threatened injury to person or property, or actual or threatened
27 disruption of the governmental activity under the jurisdiction of the
28 public agency by any event, then the time requirements of notice under
29 this section shall not apply, but:

30 (1) news media which have requested notice of meetings must be
31 given the same notice as is given to the members of the governing
32 body; and

33 (2) the public must be notified by posting a copy of the notice
34 according to this section.

35 (e) This section shall not apply where notice by publication is
36 required by statute, ordinance, rule, or regulation.

37 (f) This section shall not apply to:

38 (1) the department of local government finance, the Indiana board

1 of tax review, or any other governing body which meets in
2 continuous session, except that this section applies to meetings of
3 these governing bodies which are required by or held pursuant to
4 statute, ordinance, rule, or regulation; or
5 (2) the executive of a county or the legislative body of a town if
6 the meetings are held solely to receive information or
7 recommendations in order to carry out administrative functions,
8 to carry out administrative functions, or confer with staff
9 members on matters relating to the internal management of the
10 unit. "Administrative functions" do not include the awarding of
11 contracts, the entering into contracts, or any other action creating
12 an obligation or otherwise binding a county or town.
13 (g) This section does not apply to the general assembly.
14 (h) Notice has not been given in accordance with this section if a
15 governing body of a public agency convenes a meeting at a time so
16 unreasonably departing from the time stated in its public notice that the
17 public is misled or substantially deprived of the opportunity to attend,
18 observe, and record the meeting."
19 Renumber all SECTIONS consecutively.
(Reference is to HB 1476 as introduced.)

and when so amended that said bill do pass.

Representative Hasler